

Draft agenda

Thirty ninth meeting of the Forum for Exchange of Information on Enforcement (Forum-39) 9-12 November 2021 Remote meeting

DAY 1 Tuesday, 9 November 2021 (10:30 – 16:00 EET)

Item 1 – Welcome and Introduction 10:30-11:00

- 1.1 Welcome and opening by the Forum Chair
- 1.2 Adoption of the Agenda
- 1.3 Declarations of conflict of interest with regard to agenda items and quorum
- 1.4 State of play with action points from Forum-38 – *ECHA HET*
- 1.5 Results of the written procedures and other issues between Forum-38 and Forum-39 - *ECHA HET*

ECHA/Forum-39/2021/dA
ECHA/Forum-39/2021/1.4
ECHA/Forum-39/2021/1.5

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Item 2 – Planning of Forum's tasks 11:00-11:45

- 2.1 Outcome of the survey on Forum participation and individual interviews with Forum Chairs
- 2.2 Draft Forum chapter of ECHA Programming Document 2022 – Result of the consultation with the Forum Chairs

ECHA/Forum-39/2021/2.1
ECHA/Forum-39/2021/2.2

For information
For discussion

Coffee break 11:45-12:00

Item 3 – Forum's enforcement activities - Ongoing projects 12:00-13:40

- 3.1 *Prioritisation of REF projects (60')*
 - 3.1.1 WG progress report – *WG Chair*
 - 3.1.2 Planning of future Forum's pilot projects – *Forum Chair*
 - 3.1.3 Mandate amendment - *ECHA HET*

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3.2 REF-8 on online sales (20')

3.2.1 WG Progress report – WG Chair

3.2.2 Adoption of the project report – WG Chair

3.2.3 Mandate amendment - ECHA HET

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ECHA/Forum-39/2021/3.2.2_2

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3.3 REF-10 on Integrated control of products (20')

3.3.1 WG progress report – WG Chair

3.3.2 Mandate amendment - ECHA HET

ECHA/Forum-39/2021/3.3.1

ECHA/Forum-39/2021/Draft_mandates

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Lunch break 13:40-14:30

Item 4 – Update on relevant developments by the Commission

14:30-15:30

4.1 General updates by the European Commission

4.2 Work on the Chemicals Strategy for Sustainability

4.2.1 Preparations for the High Level Roundtable meeting - COM

4.2.2 Report on the preparations for the High Level Roundtable meeting – Forum Chair

4.2.3 CSS WG 9 on Enforcement - COM

4.3 Debriefing of the meeting between COM and Forum Chairs

ECHA/Forum-39/2021/4.2.1

ECHA/Forum-39/2021/4.3

**For information
For discussion**

Item 5 – Results of the Member State reports (Art 117.1 REACH and 46.2 CLP)

15:30-15:50

For discussion

Item 6 – Debriefing of the meeting with ECHA Directors

15:50-16:00

For information

End of day 1

16:00

Virtual social gathering (30')

DAY 2 Wednesday, 10 November 2021 (10:30 -16:00 EET)

Closed session Forum and BPRS

Item 7 – Preparation for the Joint Open session 10:30-11:30

- 7.1 Welcome to the BPRS members – *Forum/BPRS Chairs*
- 7.2 Discussion of the lines to take – *Forum/BPRS Chairs*

ECHA/Forum-39/2021/7.2

For discussion

Coffee break 11:30-11:45

Joint Forum-BPRS OPEN SESSION (OS) (11:45- 16:00)

Item OS 1 – Welcome and Introduction to the OPEN SESSION 11:45-12:00

- OS 1.1 Welcome to the participants – *Forum and BPRS Chairs*
- OS 1.2 Practicalities of a remote meeting – *ECHA HET*

For information

Item OS 2 – Updates from the Forum/BPRS 12:00-12:45

- OS 2.1 Update on the scope of upcoming REF/BEF projects (15')
– *Chair of WG Prioritisation and BPRS Chair*
- OS 2.2 Projects and related activities finalised during 2021 (30')
 - OS 2.2.1 *REF-8 – WG Chair*
 - OS 2.2.2 *ASOs Workshops related to the projects Customs 2, REF-7 and BEF-1 – Forum/BPRS Chair*

For information

Item OS 3 – Discussion topics proposed by ASOs 12:45-15:30

- OS 3.1 Enforcement of in-situ generated Biocides - European Ozone trade Association (*Mike Prince*) (20')
- OS 3.2 How would future enforcement activities work in practice: enforceability of broad restrictions and revocation of registration numbers – *Cefic (Dunja Drmac)* (20')

Lunch break 13:30-14:30

- OS 3.3 Consistency of enforcement between Member States -
Photoinitiator Platform (*Alan Ritchie*) (20')
- OS 3.4 Consumer organizations as core partners in a zero-tolerance
approach to non-compliance – BEUC (*Pelle Moos*) (20')
- OS 3.5 Planning progress on Market Surveillance, from REACH4textiles
project, to the CSS to Member States - Euratex (*Mauro Scalia*)
(20')

ECHA/Forum-39/2021/OS3.5

***For information
For discussion***

**Item OS 4 – COM report on the REACH and CLP
enforcement indicators**

15:30-15:45

For information

**Item OS 5 – Adoption of conclusions from the open
session**

15:45-16:00

For adoption

End of the open session

16:00

DAY 3 Thursday, 11 November 2021 (10:30-16:15 EET)

Item 8 - Adoption of conclusions from day 1	10:30-10:45
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For adoption

Item 9 – Debriefing of the Open session	10:45-11:00
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For discussion

Item 3 – Forum’s enforcement activities - Ongoing projects (cont.)	11:00-12:25
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3.4 Enforceability of Restrictions (45')

- 3.4.1 WG progress report – ECHA HET
- 3.4.2 Mandate amendment - ECHA HET

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Coffee break 11:45-12:00

3.5 REF-9 on Authorisation (20')

- 3.5.1 WG progress report – WG Chair
- 3.5.2 Mandate amendment - ECHA HET

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Mandate of the WG not addressed at the meeting:

- 3.6 Pilot project on recovered substances

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Item 10 – Forum’s enforcement activities - Upcoming projects	<i>12:25-13:45</i>
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10.1 REF-11 (15')

10.1.1 Mandate set-up - ECHA HET

10.2 Pilot project on classification of mixtures focusing on detergents
and cleaning products (25')

10.2.1 Mandate set-up - ECHA HET

10.3 Train the enforcement trainers 2022 (20')

10.3.1 Proposed topics for the training – Forum Chair

10.3.2 Mandate set-up - ECHA HET

10.4 Member State reporting (15')

10.4.1 Mandate set-up - ECHA HET

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Lunch break 13:45-14:35

Item 11 – Update of ECHA screening of registrations to verify update duties	<i>14:35-14:45</i>
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Item 12 – Forum contribution to REACH Revision	<i>14:45-15:00</i>
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12.1 Adoption of the Forum’s list of suggestions to facilitate
enforcement

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Item 13 – Practical issues for enforcement of REACH/CLP/PIC/POPs	<i>15:00-16:15</i>
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Items raised by Forum/ECHA/COM (list of practical issues is prepared
independently from the agenda)

Coffee break 15'

ECHA/Forum-39/2021/13

End of day 3	<i>16:15</i>
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DAY 4 Friday, 12 November 2021 **(10:30-14:30 EET)**

Item 14 - Adoption of conclusions from day 3 10:30-10:45

For adoption

Item 15 – Enforcement in the Member States 10:45-11:15

15.1 Market Surveillance of imported chemical products used in motor factor sector for compliance with REACH and CLP (20') – *IE invited expert*

15.2 Enforcement perspective on communication in supply chain (10') – *NO Alternate member*

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Item 16 – Updates from the ECHA Harmonised Enforcement team (HET) 11:15-12:50

16.1 'Access to documents' requests (20')

For discussion

16.2 Pilot exercise on the Member State annual reporting on enforcement to ECHA (20')

Coffee break 11:55-12:10

16.3 Enforcement implications of UK withdrawal (15')

16.4 Follow-up of ECHA Decisions: updates from ECHA (5')

16.5 Future reporting tool of Forum's projects (20')

ECHA/Forum-39/2021/16.2

ECHA/Forum-39/2021/16.4

ECHA/Forum-39/2021/16.5

For information

Item 17 – Cooperation with other networks 12:50-13:45

17.1 Potential work of the Forum with the European Anti-Fraud Office (OLAF) (20')

17.2 Forum's contribution to the EU Product Compliance Network (EUPCN) and the ADCO Chairs' meetings (30') – *Forum Chair*

ECHA/Forum-39/2021/17.2

For discussion

17.3 Updates from SLIC-CHEMEX (5') – *Forum Chair*

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Item 18 – Updates from BPR Subgroup	<i>13:45-13:55</i>
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18.1 Update on the coordination of the BPR enforcement – *BPRS Chair*

For information

Item 19 – AOB	<i>13:55-14:10</i>
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19.1 Consequences of the judgment case C-663/18 (Cannabidiol) – *FR Forum member*

For information

Item 20 – Adoption of conclusions from day 4	<i>14:10-14:30</i>
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For adoption

End of the meeting	<i>14:30</i>
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